



Sen. Karen McConnaughay

**Filed: 4/15/2016**

09900SB2626sam001

LRB099 16854 AWJ 47222 a

1 AMENDMENT TO SENATE BILL 2626

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2626 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Fire Protection District Act is amended by  
5 adding Section 15c as follows:

6 (70 ILCS 705/15c new)

7 Sec. 15c. Petition to cease operations and consolidate;  
8 referendum.

9 (a) Any municipality operating a fire department organized  
10 under the provisions of the Municipal Code may cease the  
11 operation and maintenance of its fire department and  
12 consolidate its fire protection services with an adjacent fire  
13 protection district by submitting a referendum to the voters  
14 residing in the municipality and the voters served by the fire  
15 protection district. The referendum proposing the dissolution  
16 and consolidation of the fire department shall be conducted in

1 a manner that is consistent with the requirements provided by  
2 subsection (a) of this Section, except that the ballot for such  
3 election shall be in substantially the following form:

4 -----  
5 Shall the (name of fire  
6 department) be dissolved and YES  
7 consolidated with the (name -----  
8 of fire protection district)? NO  
9 -----

10 If a majority of the votes cast on the question are in  
11 favor of such dissolution and consolidation, the court shall  
12 enter an order discontinuing the fire department and  
13 consolidating it with the fire protection district.

14 Thereafter, the fire protection district shall provide  
15 fire protection services within the municipality, shall  
16 receive the assets of the former fire department, shall receive  
17 funding from the municipality, and shall act as the fire  
18 department for the municipality.

19 The rights of the employees of the dissolved fire  
20 department provided by the Personnel Code, any applicable  
21 collective bargaining agreements, or under any pension,  
22 retirement, or annuity plan shall not be affected by this  
23 amendatory Act of the 99th General Assembly.

24 (b) A municipality that is a home rule or non-home rule  
25 unit may not dissolve a fire department and consolidate it with  
26 a fire protection district in a manner that is inconsistent

1 with this Section. This Section is a limitation under  
2 subsection (i) of Section 6 of Article VII of the Illinois  
3 Constitution on the concurrent exercise by home rule units of  
4 the powers and functions exercised by the State.

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.".